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PATENT

Attorney Docket No.: 067456-5018-US05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Blackburn, et al.

Application No.: 10/823,503

Filing Date: April 12, 2004

For: **Binding Acceleration
Techniques for the
Detection of Analytes**

Examiner: Noguerola
Art Unit: 1795 Conf. No.: 3273

VIA FIRST CLASS MAIL:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:
Commissioner of Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, on

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12/15/2008
Jere Valles

SUPPLEMENTAL RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The Response to the Non-Final Office Action mailed June 5, 2008 and a Petition for an Extension of Time for three months in the above-identified patent application is being concurrently electronically filed with the U.S. Patent and Trademark Office, making it a timely response.

INFORMATION DISCLOSURE STATEMENT

In response to the Examiner's request in the June 5, 2008 Office Action, Applicant is herewith enclosing the references that the Examiner was unable to locate which were cited in the Information Disclosure Statement filed March 15, 2006 in the instant application.

Applicant does not believe and fees are required. However, if this belief is in error, the Commissioner is hereby authorized to charge any such fees, including

Application No.: 10/823,503
Filed: April 12, 2004

Attorney Docket No. 067456-5018-US05

extension fees, or credit any overpayment to Deposit Account No. 50-0310 (Attorney Docket No. 067456-5018-US05).

Respectfully submitted,

Dated: January 5, 2008

Morgan, Lewis & Bockius LLP
One Market, Spear Street Tower
San Francisco, California 94105
Telephone: 415.442.1000
Fax: 415.442.1001

By: David C. Foster
David C. Foster, Reg. No. 44,685 for
Robin M. Silva, Reg. No. 38,304

Customer Number 67374



PATENT
Attorney Docket No. A-66566-7
Attorney File No.: 463037-00323

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

O'CONNOR *et al.*

Serial No. 10/823,503

Filed: April 12, 2004

For: *Binding Acceleration Techniques
For the Detection of Analytes*

Examiner: NOGUEROLA, Alexander S.

Art Unit: 1753

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: March 15, 2006

Signature: 
Brent Yonehara

INFORMATION DISCLOSURE STATEMENT
AND
STATEMENT OF RELATEDNESS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/8A. In accordance with 1287 Off. Gaz. Pat. Office 163, 10/19/2004, no copies of U.S. patents and U.S. published applications are enclosed. Copies of foreign patents and non-patent literature, unless indicated otherwise below, are enclosed.

Further, this application is a continuation of the following related U.S. Application – Serial No. 09/520,477, filed March 8, 2000 (now U.S. Patent No. 6,761,816, issued July 13, 2004), upon which the instant application relies for its priority

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date. Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying substitute for form PTO-1449 marked with the symbol (†). Since these references were previously disclosed by either Applicants or the Examiner in the above-mentioned application, in accordance with 37 C.F.R. § 1.98(d), no copies of these references are enclosed.

Further, in satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), Applicant notes that the present application is related to the following pending patent applications:

1. U.S.S.N. 0712,792, filed November 13, 2000; U.S.S.N. 11/083,780, filed March 16, 2005;
2. U.S.S.N. 08/873,978, filed June 12, 1997; U.S.S.N. 09/557,577, filed April 12, 2000; U.S.S.N. 11/295,993, filed December 6, 2005; U.S.S.N. 11/343,462, filed January 30, 2006;
3. U.S.S.N. 08/873,597, filed June 12, 1997; U.S.S.N. 10/241,376, filed September 11, 2002;
4. U.S.S.N. 11/283,233, filed November 18, 2005;
5. U.S.S.N. 09/135,183, filed August 17, 1998;
6. U.S.S.N. 09/452,277, filed December 3, 1999; U.S.S.N. 11/208,384, filed August 19, 2005;
7. U.S.S.N. 10/016,416, filed December 10, 2001; and
8. U.S.S.N. 09/245,105, filed January 27, 1999.

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Applicants additionally note that the referenced cited on the accompanying substitute for form PTO-1449 as A62, A68, A81, A92, A95, A98, A104, A106-A107, A112-A116, A120-A122, A124-A125, A127-A134, and A130-A164 are published or issued co-pending or related applications.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no further fee is believed to be due, if this belief is in error, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 463037-00323; Our Docket No.: A-66566-7).

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Please direct further questions in connection with this Application to the undersigned at (415) 781-1989.

Respectfully submitted,

DORSEY & WHITNEY LLP

Dated: Mar. 15, 2006 By: J. P. Bernhardt

Customer No.: 32940

555 California Street, Suite 1000

San Francisco, CA 94104-1513

Telephone: (415) 781-1989

Facsimile: (415) 398-3249

Jeffery P. Bernhardt, Reg. No. 54,997 for

Robin M. Silva, Reg. No. 38,304

Attachments: Form SB/08/A-B, substitute for Form PTO-1449
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